

LEGAL NOTICES.

IN THE UNITED STATES DISTRICT COURT, FOR THE TERRITORY OF HAWAII.

THE UNITED STATES OF AMERICA, Plaintiff, vs. CECIL BROWN, Trustees, et al., Defendants.—Action brought in said District Court, and the Petition filed in the office of the Clerk of said District Court, in Honolulu.

THE PRESIDENT OF THE UNITED STATES, GREETING:

CECIL BROWN, HENRY M. VON HOLT and ALBERT N. CAMPBELL, Trustees under the last Will and Testament of JAMES CAMPBELL, deceased; ABIGAIL W. KAWANANAKOA; KALAKAUA KAWANANAKOA, KAPIOLANI KAWANANAKOA, otherwise called KAPIOLANI KAWANAKOA CAMPBELL, and LILIU KAWANANAKOA, minor children of ABIGAIL W. KAWANANAKOA; ALICE T. MACFARLANE; WALTER F. MACFARLANE, husband of ALICE T. MACFARLANE; WALTER JAMES MACFARLANE, ALICE EMALIE MACFARLANE and MURIEL BEATRICE MACFARLANE, minor children of ALICE T. MACFARLANE and WALTER F. MACFARLANE; MURIEL SHINGLE; ROBERT W. SHINGLE, husband of MURIEL SHINGLE; MURIEL MELVIN SHINGLE and ROBERT W. SHINGLE, Junior, minor children of MURIEL SHINGLE and ROBERT W. SHINGLE; BEATRICE MARY CAMPBELL; OAHU RAILWAY AND LAND COMPANY, a corporation existing and doing business under and by virtue of the laws of the Territory of Hawaii; ROBERT W. ATKINSON and WALTER F. FREAR, Trustees; HAWAIIAN FIBRE COMPANY, LIMITED, a corporation existing and doing business under and by virtue of the laws of the Territory of Hawaii; EWA PLANTATION COMPANY, a corporation existing and doing business under and by virtue of the laws of the Territory of Hawaii; and JOHN BROWN, JAMES WHITE, HENRY SMITH, DAVID JONES, MARY GREEN, JANE BLACK, MARTHA WILLIAMS, and ALICE DAVIS, unknown owners and claimants.

You are hereby directed to appear and answer the Petition in an action entitled as above, brought against you in the United States District Court, for the Territory of Hawaii, within twenty days from and after service upon you of a certified copy of Plaintiff's Petition herein, together with a certified copy of this Summons.

And you are hereby notified that unless you appear and answer as above required, the said Plaintiff will take judgment of condemnation of the lands described in the Petition herein and for any other relief demanded in the Petition.

WITNESS THE HONORABLE SANFORD B. DOLE and THE HONORABLE CHARLES F. CLEMENS, Judges of said District Court, this 23rd day of March, in the year of our Lord one thousand nine hundred and eleven and of the Independence of the United States the one hundred and thirty-fifth.

(Signed) A. E. MURPHY, Clerk.

(Endorsed)
"No. 75. UNITED STATES DISTRICT COURT, for the Territory of Hawaii. THE UNITED STATES OF AMERICA vs. CECIL BROWN, Trustee, et al. SUMMONS. ROBERT W. BRECKONS, United States Attorney.

THE UNITED STATES OF AMERICA, Plaintiff, vs. CECIL BROWN, Trustee, et al., as the same remains of record and on file in the office of the Clerk of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District Court this 30th day of March, A. D. 1911.

(Seal) A. E. MURPHY, Clerk of United States District Court, Territory of Hawaii.

By F. L. DAVIS, Deputy Clerk.
4892-3m

CLOTHING ON CREDIT
\$1.00 A WEEK
NO SECURITY
F. LEVY OUTFITTING CO.
SAGHO BLDG., FORT ST.

FOR SALE

ALGAROA BEAN MILLS
—And—
ONE SECOND-HAND STANDARD GASOLINE ENGINE, 16 H. P.
1494 EMMA STREET Telephone 2436

BY AUTHORITY

ACT 71.

AN ACT

TO REGULATE THE PRACTICE OF VETERINARY MEDICINE, SURGERY AND DENTISTRY IN THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. No person shall practice veterinary medicine, surgery or dentistry in the Territory of Hawaii, either gratuitously or for pay, or shall offer to so practice, or shall advertise or announce himself publicly or privately, as prepared or qualified to so practice, without having first obtained from the Treasurer, under the seal of his Department, a license in form and style substantially as in this Chapter set forth.

Provided, however, that nothing in this Act shall be construed to prevent the medical, surgical or dental treatment of stock by the owners or the regular employees of owners, or by neighbors who do not assume to be practitioners of veterinary medicine, surgery or dentistry, or by members of the medical profession, in cases of emergency, and provided, further, that this Act shall not apply to commissioned veterinary surgeons of the United States Army.

SECTION 2. No applicant shall be given such a license by the Treasurer except upon the written report of the Board of Veterinary Examiners, to be appointed and constituted as in this Act provided, setting forth that the applicant named has been duly examined and found to be possessed of the necessary qualifications.

SECTION 3. For the purpose of carrying out the provisions of this Act the Governor is authorized and directed to appoint, in the manner prescribed in Section 80 of the Organic Act, a Board of Veterinary Examiners, whose duty it shall be to examine all applicants for license to practice veterinary medicine, surgery and dentistry and to report the result of such examination to the Treasurer.

Such Board of Veterinary Examiners shall consist of three (3) persons, all of whom shall be licensed veterinarians under the laws of the Territory. The appointments, unless to fill an unexpired term, shall be for three (3) years, subject, however, to removal by the Governor in the manner prescribed by Section 80 of the Organic Act. The members of the Board of Veterinary Examiners shall serve without pay. The Treasurer is authorized and directed to issue licenses to the members of the Board of Veterinary Examiners as first constituted, notwithstanding the provisions of this Act.

SECTION 4. No applicant for a license to practice veterinary medicine, surgery and dentistry shall be examined unless he shall have paid to the Treasurer a fee of Ten Dollars (\$10.00).

SECTION 5. The form of license to practice veterinary medicine, surgery and dentistry shall be substantially as follows:

TERRITORY OF HAWAII, DEPARTMENT OF THE TREASURY.

LICENSE TO PRACTICE VETERINARY MEDICINE, SURGERY AND DENTISTRY.

..... a native of age years, having been duly examined by the Board of Veterinary Examiners and having been recommended by them as possessed of the necessary qualifications, is hereby licensed to practice veterinary medicine, surgery and dentistry in the Territory of Hawaii.

This license is granted and accepted on the express condition that it may be revoked at any time for professional misconduct, gross carelessness or manifest incapacity; such misconduct, gross carelessness or manifest incapacity having been proved to the satisfaction of the Board of Veterinary Examiners and by that body reported to the Treasurer.

Given under my hand and seal of the Department of the Treasury, this day of A. D.

Treasurer.

SECTION 6. Any person who shall practice veterinary medicine, surgery or dentistry in the Territory of Hawaii, or who shall offer or attempt to so practice, or shall advertise or announce himself either publicly or privately as prepared or qualified to so practice, contrary to the provisions of Section 1 of this Act, shall be guilty of a misdemeanor and shall be liable, on conviction, to a fine of not more than Two Hundred and Fifty Dollars (\$250.00) in the discretion of the Court.

SECTION 7. Licenses to practice veterinary medicine, surgery and dentistry may be revoked by the Treasurer at any time for professional misconduct, gross carelessness or manifest incapacity, such misconduct, gross carelessness or manifest incapacity having been proven to the satisfaction of the Board of Veterinary Examiners, and by that body reported, in writing, to the Treasurer. In case any license is revoked for any of the causes named in this Section, the holder thereof shall be duly notified of such revocation, in writing, by the Treasurer.

SECTION 8. In case of an alleged misconduct, carelessness or incapacity on the part of any holder of a license to practice veterinary medicine, surgery and dentistry, the person so charged shall be notified in writing, of the charge or charges that have been made and of the time and place when and where evidence in support of the same will be heard, and shall have the opportunity to present evidence and be heard in his own defense.

SECTION 9. This Act shall take effect sixty (60) days from and after the date of its approval.

Approved this 7th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 72.

AN ACT

TO PREVENT EXCESSIVE COUNTY OR CITY AND COUNTY EXPENDITURES, LIABILITIES AND OBLIGATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. No Board of Supervisors or other board, committee, department, bureau, officer or employee of any county or city and county shall expend, or aid or participate in expending, during any period of time for any purpose, any sum in the absence of an appropriation for such purpose for such period, or any sum in excess of an appropriation, if any, for such purpose for such period, or incur, authorize or contract, or aid or participate in incurring, authorizing or contracting, during any fiscal year, liabilities or obligations, whether payable during such fiscal year or not, for any or all purposes, in excess of the amount of money available for such purposes for such county or city and county during such year, and any person who shall violate any provision of this Section shall be punished by a fine of not more than One Thousand Dollars (\$1,000.00) or by imprisonment for not more than one year, or by both such fine and imprisonment.

SECTION 2. This Act shall take effect upon its approval.

Approved this 7th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 73.

AN ACT

TO REPEAL CHAPTER 73 OF THE REVISED LAWS OF HAWAII, RELATING TO BUILDING AND MOVING PERMITS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That Chapter 73 of the Revised Laws of Hawaii is hereby repealed.

SECTION 2. This Act shall take effect from and including the first day of July, A. D. 1911.

Approved this 7th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 74.

AN ACT

TO AMEND ACT 39 OF THE SESSION LAWS OF 1905, ENTITLED "AN ACT CREATING COUNTIES WITHIN THE TERRITORY OF HAWAII AND PROVIDING FOR THE GOVERNMENT THEREOF."

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 28 of Act 39 of the Session Laws of 1905 is hereby amended by striking out the figures "900" after the words "Deputy Sheriff of Koloa" in line 54 of said section, and inserting in lieu thereof the figures "1,200."

SECTION 2. This Act shall take effect from and after the first day of July, A. D. 1911.

Approved this 7th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 75.

AN ACT

RELATING TO INSANE PERSONS, AMENDING SECTIONS 4, 8 AND 10 OF ACT 149 OF THE LAWS OF 1909, AND ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 5A, 9A AND 10A.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 4 of Act 149 of the Laws of 1909 is hereby amended by inserting therein the words, "and a copy thereof to the Superintendent of the Insane Asylum" after the word "Insanity."

SECTION 2. A new section is hereby added to said Act to be known as section 5A, as follows:

"Section 5A. Whenever any person indicted for any crime shall be acquitted by reason of insanity or mental derangement, the court before whom such trial has been had shall forthwith, without other or further proceedings, commit such person to the Insane Asylum, there to be confined as an insane person until discharged as in this Act provided."

SECTION 3. Section 8 of said Act is hereby amended by striking therefrom the word "Treasurer" and inserting in lieu thereof the word "Clerk."

SECTION 4. A new section is hereby added to said Act to be known as Section 9A, as follows:

"Section 9A. Said Commissioners shall have power to administer oaths, to punish for contempt, to grant adjournments, to subpoena and compel the attendance of witnesses and the production of books and papers, and generally to exercise the same authority with regard to their special jurisdiction as is by law conferred upon district magistrates."

SECTION 5. Section 10 of said Act is hereby amended by inserting therein the words "or upon application by the Superintendent" before the words "be examined."

Section 6. A new section is hereby added to said Act to be known as Section 10A, as follows:

"Section 10A. The Commissioners may, under such restrictions and conditions and for such time as they may deem proper consistently with the safety of the public, permit any inmate of the Insane Asylum temporarily to leave said institution upon parole, in charge of his or her guardian, relatives, friends, or alone. In every such case, such person shall be subject always to recall by the Commissioners at any time, or may be returned to the Asylum at any time by his or her guardian, or other person in whose care he or she may have been paroled. The original order of commitment of every such person shall remain in force and effect, except only as temporarily suspended by the terms of such parole, until such person shall be officially discharged. Upon any failure or refusal of any person so admitted to parole to conform to the terms of such parole, or to return to the Asylum, upon the expiration of the period of parole, or to return upon recall by the Commissioners at any time before he or she shall have been officially discharged from the Asylum, it shall be the duty of any sheriff, deputy sheriff or police officer, upon the written direction of the Commissioners of Insanity or the Chairman thereof, to forthwith arrest such person without other or further warrant or proceedings and return him or her to the custody of the Superintendent of the Insane Asylum.

Nothing in this section contained shall be construed to apply to the criminally insane or to persons against whom criminal proceedings may be pending, or who have been acquitted of any felony upon a plea of insanity."

SECTION 7. This Act shall take effect upon its approval.

Approved this 7th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 76.

AN ACT

TO ENCOURAGE CERTAIN INDUSTRIES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. For three years from and after January 1, 1911, all property, real and personal, actually used in the production of cotton, tobacco, sisal, rubber and copra for commercial purposes, shall be exempt from taxation.

SECTION 2. Whenever in any lease of premises used for the cultivation of cotton, tobacco, sisal, rubber and copra, it is provided that the taxes on the realty shall be refunded by the lessee to the lessor, then and in all of such cases, so much of said taxes as is assessed on the premises actually used for such cultivation and for the purposes thereof shall be remitted.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 10th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 77.

AN ACT

RELATING TO ADULTERATED FOODS AND DRUGS, AMENDING SECTIONS 1041 AND 1043 OF THE REVISED LAWS OF HAWAII, AND ADDING A NEW SECTION TO BE KNOWN AS SECTION 1042A.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1041 of the Revised Laws of Hawaii is hereby amended by inserting therein after the word "adulterated" the words "or misbranded."

SECTION 2. A new section is hereby added to the Revised Laws of Hawaii, to be known as Section 1042A, as follows:

"Section 1042A. *Misbranding defined.* Any drug or article of food or article which enters into the composition of food shall be deemed to be misbranded within the meaning of this Chapter if the package or label containing or marking the same shall have thereon, or contain any statement, design or device regarding such drug or article, or the ingredients or substances therein contained, which is false or misleading in any particular, and if any such drug or article is falsely branded or labeled as to the state, territory or country in which it is manufactured or produced."

SECTION 3. Section 1043 of the Revised Laws of Hawaii is hereby amended by inserting therein before the figure "(7)" in line 30 thereof the following: "(6a) in the case of cream, if it contains less than eighteen per cent. of butter fat, or if it contains any preservative or antiseptic; (6b) in the case of ice cream, if it contains less than fourteen per cent. of butter fat, except in the cases of fruit or nut ice cream, in which cases it shall contain not less than twelve per cent. of butter fat; (6c) in the case of poi, if it contain less than thirty per cent. of total solids."

SECTION 4. This Act shall take effect upon its approval.

Approved this 10th day of April, A. D. 1911.

WALTER F. FREAR,
Governor of the Territory of Hawaii.

ACT 78.

AN ACT

MAKING AN ADDITIONAL APPROPRIATION FOR THE USE OF THE BOYS' INDUSTRIAL SCHOOL FOR THE BIENNIAL PERIOD ENDING THE THIRTIETH DAY OF JUNE, 1911.

Be it Enacted by the Legislature of the Territory of Hawaii: